



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
HEADQUARTERS, US ARMY GARRISON
810 SCHREIDER STREET
FORT DETRICK, MD 21702-5000

MCHD-SIS

17 Nov 2006

MEMORANDUM FOR: Commander, US Army Garrison, Fort Detrick, Maryland

SUBJECT: Decision Paper on Motorcycle Mentorship Program at Fort Detrick, Maryland

1. For DECISION. Command Support of Program
2. PURPOSE. The Chief of Staff of the Army endorsed the Motorcycle Mentorship Program on 28 December 2005. Installation level clubs is a partnership between the Club/Association and the Installation Commander. Its purpose is for experienced motorcyclists to mentor new riders and help them develop their riding skills and knowledge in a supportive environment of responsible motorcycle riding, serving as a force multiplier. The thought is that if the young riders participate in a safe controlled ride (inspections, pre-briefs, proper equipment, certifications, insurance etc.) then when they ride alone we hope they practice the safe way to ride, ultimately saving lives.

3. RECOMMENDATION.

- a. Support and approve the Fort Detrick Road Warriors Club, Motorcycle Mentorship Program for Fort Detrick employees and surrounding community.

APPROVED MD 24 Jan 07 DISAPPROVED _____ SEE ME _____

4. BACKGROUND AND DISCUSSION. From the Motorcycle Safety Forum held at Fort Detrick on 6 June 2006, two soldiers from the 21st Brigade MSG Mallory/SSG Hughes understood there was a need for a motorcycle mentorship program here at Fort Detrick. These two soldiers, with help from others, have used information provided by the Army to fulfill all of the requirements in support of this program. Complete with Charter, the Fort Detrick Road Warriors is established and is awaiting command support in order to commence membership and to fulfill the insurance requirements necessary to stand up. Participants included representatives from 21st Signal Brigade, ISMO, and Legal.

5. IMPACT. Fort Detrick employees would have to find local riding clubs to join or potentially not join at all. Having a Fort Detrick club allows co-workers to participate in an environment with their friends but under the strict guidance of the Army requirements such as PPE that are not necessarily adhered too outside the fence line. We also envision every soldier, upon requesting the safety training, to want to join the Fort Detrick Club after their certification. This might not be true if the soldier has a Suzuki and the only other local club is the Harley Davidson Program. We then would loose the accident prevention efforts we are trying to put in place.

6. COORDINATION: This action has been coordinated within the Garrison's Legal, and the Installation Safety Management Office.

MCHD-SIS

SUBJECT: Decision Paper on Motorcycle Mentorship Program at Fort Detrick,
Maryland

7. The Installation nor the Government will have any liability for the Motorcycle Mentorship Program actions or debts.
8. The Installation commander may revoke permission to operate at any time.
9. The Motorcycle Mentorship Program will neither propagate extremist activities nor advocate violence against others or the violent overthrow of the Government.
10. The Motorcycle Mentorship Program activities will not seek to deprive individuals of their civil rights.
11. Point of contact in this matter is William Brubaker, ISMO at 301-619-3155.



RUDOLPH SPENCER

Chief, Installation Safety Management Office

6 Encls

1. COS Army endorsement (TAB A)
2. Commanding General Invitation to Motorcycle Safety Forum (TAB B)
3. Motorcycle Mentorship Program, Information Paper (TAB C)
4. Legal Opinion (TAB D)
5. Liability Insurance Fact Sheet (TAB E)
6. General Liability Policy and Quotation (TAB F)



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MCHD-SIS

22 September 2006

MEMORANDUM FOR: U S Army Medical Research and Material Command
Office of the Staff Judge Advocate, 521 Fraim Street, Fort Detrick 21702-9223

SUBJECT: Request for Legal Opinion on Fort Detrick Motorcycle Mentorship Riders Club.

1. The Installation Safety Management Office request legal opinion for the establishment and operation of a Fort Detrick Motorcycle Mentorship Riders Club "Fort Detrick Road Warriors". The purpose of the Motorcycle Mentorship Riders Club is to mentor young riders, establish and re-enforce safe operating techniques, provide community outreach and to perform rides for charity.
2. The information your office provides us on this subject will become part of a package for command approval. Any questions on this matter or concerns may be addressed to Mr. Bill Brubaker, Installation Safety Management Office, at extension 3-3155.

A handwritten signature in black ink, reading "Rudolph Spencer", is positioned above the printed name.

RUDOPH SPENCER
Chief, Installation Safety Management
Office



DEPARTMENT OF THE ARMY
HEADQUARTERS, UNITED STATES ARMY MEDICAL RESEARCH
AND MATERIEL COMMAND, AND FORT DETRICK
OFFICE OF THE STAFF JUDGE ADVOCATE
521 FRAIM STREET
FORT DETRICK, MD 21702-5011

REPLY TO
ATTENTION OF:

MCMR-ZA-J

25 September 2006

MEMORANDUM FOR Commander, U.S. Army Garrison, 810 Schreider Street, Fort Detrick, Maryland 21702

SUBJECT: Legal Opinion – Fort Detrick Motorcycle Mentorship Riders Club

1. **BLUF.** There is no legal objection to the approval of the request of the Fort Detrick Motorcycle Mentorship Riders Club, a private organization, to operate on Fort Detrick. Strongly recommend, however, that the organization obtain insurance coverage as protection from claims and or other legal actions arising out of its activities.

2. **Background.**

a. The Fort Detrick Motorcycle Mentorship Riders Club submitted a request, dated 22 September 2006, to operate on Fort Detrick. The organization has submitted the required documentation in accordance with AR 210—22. The packet does not contain, however, proof of insurance as required by this regulation (See para. 3-2).

b. The Fort Detrick Motorcycle Mentorship Riders Club is being organized as a mentorship program for new and inexperienced motorcycle riders. The Motorcycle Mentorship Program was endorsed by the Chief of Staff of the Army (CSA) in his memo dated 28 Dec 05. Under this initiative, an Army-wide network of clubs will foster responsible and safe motorcycle riding among Soldiers, and command emphasis will be placed on ensuring safety and risk management standards remain the primary focus of these clubs.

c. Planned activities of the newly formed club include group rides, social parties, and administrative meetings and discussions.

3. **Applicable Law.** AR 210-22, para. 3-2, "Private organizations (Po's) will obtain adequate insurance as protection against public liability, claims, property damage claims, or other legal actions arising from PO activities, one or more of the PO's members acting on its behalf, or the operation of any equipment, apparatus, or device under the control or responsibility of the PO."

4. **Legal Analysis.**

a. Pursuant to AR 210-22, para. 3-2, private organizations seeking permission to operate on Army installation must obtain adequate insurance protection against public liability. Past legal reviews of requests of this nature, interpreted the word "adequate" in light of the organization's activities. If, for example, the organization requesting

permission to operate on the installation engaged in activities of an administrative nature (meetings, seminars, panel sessions, etc.), the insurance requirement was waived. If it is foreseeable, however, that the organization's activities may cause or result in injury to its members or others, proof of insurance must be provided by the organization. This action was coordinated with a Community and Family Support Center attorney who concurred with this interpretation and analysis. In the present case, it is foreseeable that the Club's activities may cause or result in injury to its members or others, and I strongly recommend that the Club be required to obtain insurance to cover the organization as a whole, or at a minimum, to cover the organization as needed for special events (i.e. group rides).

5. **Conclusion.** There is no legal objection to the Garrison Commander approving the request of the Fort Detrick Motorcycle Mentorship Riders Club to operate on Fort Detrick. Before approval, the Garrison Commander should make a determination, based upon the organization's activities, of whether to waive the insurance requirement for the organization. POC is the undersigned at (301) 619-2563.

A handwritten signature in black ink, appearing to read 'Angelia J. Solomon', is written over the typed name.

ANGELIA J. SOLOMON
MAJ, JA
Deputy Staff Judge Advocate